

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWA Docket No.12-0165
)
ZOOLOGICAL CONSORTIUM OF)
MARYLAND, INC., a Maryland corporation)
doing business as CATOCTIN WILDLIFE)
PRESERVE AND ZOO,)
)
Respondent.) CONSENT DECISION AND
ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent willfully violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondent Zoological Consortium of Maryland, Inc., admits the jurisdictional allegations in the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedurc, and consents and agrees, for the purpose of settling this proceeding to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

Zoological Consortium of Maryland, Inc., is a Maryland corporation doing business as Catoctin Wildlife Preserve and Zoo ("Catoctin Zoo"). The registered agent for respondent Catoctin Zoo is Richard Hahn, 13019 Catoctin Furnace Road, Thurmont, Maryland 21788. At all

times relevant hereto, respondent Catoctin Zoo was an exhibitor and a zoo, as those terms are used in the Act and the Regulations, and held Animal Welfare Act license 51-C-0034.

Conclusion

Respondent, having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

Order

1. Respondent, its agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations and standards issued thereunder.

2. Respondent is assessed a civil penalty of \$12,000, to be paid by check(s) made payable to the Treasurer of the United States on or before May 31, 2013.

The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

ZOOLOGICAL CONSORTIUM OF MARYLAND, INC.
a Maryland corporation
Respondent

By _____
I _____

Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.
this 29th day of May 2012

Janice K. Bullard
Administrative Law Judge